

UNITED STATES DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA

FILED

APR 30 2013

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY DEPUTY

UNITED STATES OF AMERICA,

CASE NO. 11-cr-03486-JAH-1

Plaintiff,

vs.

JUDGMENT OF DISMISSAL

FILED

MAY - 3 2013

CLERK, U.S. DISTRICT COURT  
SOUTHERN DISTRICT OF CALIFORNIA  
BY DEPUTY

DAVID BERKENFIELD,

Defendant.

28130-298

IT APPEARING that the defendant is now entitled to be discharged for the reason that:

- ☐ an indictment has been filed in another case against the defendant and the Court has granted the motion of the Government for dismissal of this case, without prejudice; or
- ☐ the Court has dismissed the case for unnecessary delay; or
- ☐ the Court has granted the motion of the defendant for dismissal, without prejudice; or
- ☒ the Court has granted the motion of the Government for dismissal without prejudice pursuant to the deferred entry of judgment agreement.
- ☐ the jury has returned its verdict, finding the defendant not guilty;
- ☒ of the offense as charged in the Information:

18 USC 371 - Conspiracy

IT IS THEREFORE ADJUDGED that the defendant is hereby discharged.

DATED: 04/29/2013

John A. Houston  
U.S. District Judge

I have executed within DISMISSAL  
Judgment and Commitment on 5/2/13

United States Marshal

By:

Courtney Sweet  
USMS Criminal Section